



September 16, 2016

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Notice of Ex Parte Presentation in MB Docket No. 16-161 *Revision to the Public Inspection File Requirements – Broadcasters Correspondence File and Cable Principal Headend Location*, and MB Docket No. 16-41 *Promoting the Availability of Diverse and Independent Sources of Video Programming*

Dear Ms. Dortch:

On September 14, 2016, Jessica J. González and I of the National Hispanic Media Coalition met with Commissioner Jessica Rosenworcel's legal advisor, Marc A. Paul, about the Commission's Notice of Proposed Rulemaking and Notice of Inquiry in the above-referenced proceedings.

Ms. González emphasized that NHMC strongly opposes the Commission's tentative conclusion in the Notice of Proposed Rulemaking to eliminate the correspondence folder from broadcasters' public inspection file. The correspondence folder contains letters and emails from the public and remains an incredibly important tool for members of the community to hold their local broadcasters accountable. Ms. González referenced NHMC's comments that discussed its efforts to educate members of the community on the availability of this important resource.¹ Ms. González explained the pivotal role the correspondence folder played in providing the much-needed background to bring a successful indecency complaint against José Luis Sin Censura.² Additionally, Ms. González

¹ See Comments of the National Hispanic Media Coalition at 3, MB Dkt. No. 16-161, filed July 22, 2016, available at <https://ecfsapi.fcc.gov/file/10723041968702/NHMC%20Comments%20in%2016-161.pdf> ("Comments of NHMC").

² See, e.g., "José Luis Sin Censura" Hit With Historic FCC Fine As Result of NHMC, GLAAD Complaint (Nov. 18, 2013), available at <http://www.nhmc.org/jose-luis-sin-censura-hit-with-historic-fcc-fine-as-result-of-nhmc-glaad-complaint/>; Complaint of the National Hispanic Media Coalition and the Gay and Lesbian Alliance Against Defamation, In the Matter of Obscene, Indecent, and Profane Material Broadcast on KRCA, filed Feb. 28, 2011,

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noted that social media does not justify the elimination of the physical correspondence folder, especially when so many Latinos rely on over-the-air-broadcast and are less likely to have a home broadband connection.³ NHMC and several other public interest organizations jointly filed reply comments to demonstrate continuing public support for preserving this vital resource.⁴

Lastly, Ms. González expressed NHMC's support for the issuance of a Notice of Proposed Rulemaking for diverse and independent programming that includes questions about whether the Commission itself has engaged in past conduct that has perpetuated racism and sexism, and stymied diverse programmers in the market, leading to present-day conditions in which women and people of color are vastly underrepresented as programmers and content creators.

I respectfully submit this notice of ex parte presentation pursuant to 47 C.F.R. § 1.1206(b).

Sincerely,

/s/ Carmen Scurato

Policy Counsel

CC: Marc A. Paul

available at <http://www.nhmc.org/wp-content/uploads/2011/02/Jose-Luis-Sin-Censura-Liberman-Complaint.pdf>.

³ See Comments of NHMC at 4.

⁴ See Reply Comments of the National Hispanic Media Coalition, the American Federation of Labor and Congress of Industrial Organizations, the Center of Media Justice, Common Cause, Communications Workers of America, Free Press, and Public Knowledge, MB Dkt. No. 16-161, filed Aug. 22, 2016, available at <https://ecfsapi.fcc.gov/file/10822001254275/Reply%20Comments%20in%2016-161.pdf>.

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